United Nations A/HRC/37/1

General Assembly

Distr.: General
18 January 2018

Original: English

Human Rights Council
Thirty-seventh session
26 February – 23 March 2018
Agenda item 1
Organizational and procedural matters

Agenda and annotations

Agenda

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9. Racism, racial discrimination, xenophobia and related forms of intolerance, follow-up to and implementation of the Durban Declaration and Programme of Action.
10. Technical assistance and capacity-building.

Annotations

1. Organizational and procedural matters

Date and venue of the session

1. In accordance with its annual programme of work, as considered on 4 December 2017 at the organizational session for its twelfth cycle, the Human Rights Council will hold its thirty-seventh session from 26 February to 23 March 2018 at the United Nations Office at Geneva.

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2. In accordance with rule 8 (b) of the rules of procedure of the Human Rights Council (see Council resolution 5/1, annex, sect. VII), the organizational meeting for the thirty-seventh session will be held on 12 February 2018.

Agenda of the session

3. The agenda of the Human Rights Council is contained in section V of the annex to Council resolution 5/1. The Council will have before it the present annotations relating to items included in the agenda for the thirty-seventh session.

Composition of the Human Rights Council

4. The composition of the Human Rights Council at its thirty-seventh session is as follows:* Afghanistan (2020), Angola (2020), Australia (2020), Belgium (2018), Brazil (2019), Burundi (2018), Chile (2020), China (2019), Côte d'Ivoire (2018), Croatia (2019), Cuba (2019), Democratic Republic of the Congo (2020), Ecuador (2018), Egypt (2019), Ethiopia (2018), Georgia (2018), Germany (2018), Hungary (2019), Iraq (2019), Japan (2019), Kenya (2018), Kyrgyzstan (2018), Mexico (2020), Mongolia (2018), Nepal (2020), Nigeria (2020), Pakistan (2020), Panama (2018), Peru (2020), Philippines (2018), Qatar (2020), Republic of Korea (2018), Rwanda (2019), Saudi Arabia (2019), Senegal (2020), Slovakia (2020), Slovenia (2018), South Africa (2019), Spain (2020), Switzerland (2018), Togo (2018), Tunisia (2019), Ukraine (2020), United Arab Emirates (2018), United Kingdom of Great Britain and Northern Ireland (2019), United States of America (2019), Venezuela (Bolivarian Republic of) (2018).

Bureau of the Human Rights Council

5. At its organizational session, held on 4 December 2017, and its organizational meeting, held on 10 January 2018, the Human Rights Council elected the following members of the Bureau for its twelfth cycle, which will run from 1 January to 31 December 2018:

President	Vojislav Šuc (Slovenia)
Vice-President	Antje Leendertse (Germany)
	François Xavier Ngarambé (Rwanda)
	Evan P. Garcia (Philippines)
	Marta Maurás (Chile)

Review of the work and functioning of the Human Rights Council

6. Pursuant to paragraph 42 of the annex to Human Rights Council resolution 16/21, the Council shall hold a half-day panel discussion once a year to interact with heads of governing bodies and secretariats of United Nations agencies within their respective mandates on specific human rights themes with the objective of promoting the mainstreaming of human rights throughout the United Nations system (see annex).

7. At its organizational session, the Human Rights Council decided that the theme of the 2018 panel discussion would be "The promotion and protection of human rights in the light of the universal periodic review mechanism: challenges and opportunities".

* The term of membership of each State expires in the year indicated in parenthesis.

Selection and appointment of mandate holders

8. In accordance with paragraph 47 of the annex to Human Rights Council resolution 5/1, paragraph 22 of the annex to Council resolution 16/21, and the requirements set out in Council decision 6/102, the members of the Consultative Group for the selection of mandate holders to be appointed at the thirty-seventh session of the Council are Israhyanandа Dhalladoo (Mauritius), Amran Mohamed Zin (Malaysia), Vesna Batistić Kos (Croatia), Giampaolo Carmelo Rizzo Alvarado (Honduras) and Hans Brattskar (Norway). The Group will propose to the President of the Council a list of candidates for the following mandates: Independent Expert on the situation of human rights in Mali; Independent Expert on the promotion of a democratic and equitable international order; Special Rapporteur on the promotion of truth, justice, reparation and guarantees of non-recurrence; Special Rapporteur on the rights to freedom of peaceful assembly and of association; and Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination (three members, respectively from African States, Eastern European States and Latin American and Caribbean States).

9. In accordance with the procedure stipulated in paragraphs 52 and 53 of the annex to Human Rights Council resolution 5/1, the appointment of special procedure mandate holders will be completed upon subsequent approval by the Council. The mandate holders in question will be appointed before the end of the thirty-seventh session.

Selection and appointment of members of the Expert Mechanism on the Rights of Indigenous Peoples

10. In its resolution 6/36, the Human Rights Council decided to establish a subsidiary expert mechanism to provide it with thematic expertise on the rights of indigenous peoples in the manner and form requested by the Council. In its resolution 33/25, the Council decided to amend the mandate of the Expert Mechanism on the Rights of Indigenous Peoples. In the same resolution, it also decided that the Expert Mechanism shall consist of seven independent experts, one from each of the seven indigenous sociocultural regions, selected in accordance with the procedure established in paragraphs 39 to 53 of the annex to Council resolution 5/1. It further decided to introduce staggered terms for the membership of the Expert Mechanism. The Council strongly recommended that, in the selection and appointment process, due regard be given to recognized competence and experience in the rights of indigenous peoples, experts of indigenous origin and gender balance.

11. In accordance with paragraph 47 of the annex to Human Rights Council resolution 5/1 and the requirements set out in Council decision 6/102, the consultative group will propose to the President of the Council a list of candidates from which to select two independent experts of the Expert Mechanism from the following indigenous sociocultural regions: Africa and North America.

12. In accordance with the procedure stipulated in resolution 6/36 and in paragraphs 52 and 53 of the annex to Human Rights Council resolution 5/1, the appointment of the above-mentioned experts will be completed upon the subsequent approval of the Council before the end of the session.

Report of the session

13. At the end of its thirty-seventh session, the Human Rights Council will have before it for adoption a draft report containing a technical summary of the proceedings of the session.

2. Annual report of the United Nations High Commissioner for Human Rights and reports of the Office of the High Commissioner and the Secretary-General

14. All reports of the United Nations High Commissioner for Human Rights, the Office of the United Nations High Commissioner for Human Rights (OHCHR) and the Secretary-General are submitted under agenda item 2, which remains an open-ended item throughout the session. The majority of reports are submitted also under another item, depending on the subject of each report and the item under which the mandating resolution was adopted. The specific timing of consideration of the reports will be reflected in the programme of work of the session.

Annual report of the United Nations High Commissioner for Human Rights and reports on Guatemala, Honduras and Colombia

15. Pursuant to General Assembly resolution 48/141, the Human Rights Council will consider the annual report of the High Commissioner and his reports on Guatemala, Honduras and Colombia (A/HRC/37/3 and Add. 1-3).

Question of human rights in Cyprus

16. Pursuant to its decision 2/102, the Human Rights Council will consider the report of OHCHR on the question of human rights in Cyprus (A/HRC/37/22).

Human rights situation and accountability in Burundi

17. In its resolution 36/2, the Human Rights Council requested OHCHR to urgently dispatch a team of three experts to engage with the Burundian authorities and all other stakeholders, in particular United Nations agencies and the African Union, to collect and preserve information, to determine the facts and circumstances in accordance with international standards and practice, in cooperation with the Government of Burundi, and to forward to the judicial authorities of Burundi such information in order to establish the truth and ensure that the perpetrators of deplorable crimes are all accountable to the judicial authorities of Burundi; and to make recommendations for technical assistance and capacity-building and ways of improving the situation of human rights in the country with a view to providing support to the country in fulfilling its human rights obligations, ensuring accountability and combating impunity. Pursuant to the same resolution, the High Commissioner will give an oral briefing to the Council on the mission of OHCHR.

Situation of human rights in the Islamic Republic of Iran

18. Pursuant to General Assembly resolution 72/189, the Human Rights Council will consider the interim report of the Secretary-General on progress made in the implementation of that resolution, including options and recommendations to improve its implementation (A/HRC/37/24) (see para. 94 below).

Special Fund established by the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment

19. Reference is made to the report of the Secretary-General on the operations of the Special Fund established by the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (A/HRC/37/19) (see para. 61 below).

Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment: safeguards to prevent torture during police custody and pretrial detention

20. Reference is also made to the summary report of OHCHR on the intersessional open-ended seminar on national experiences and practices on the implementation of effective safeguards to prevent torture and other cruel, inhuman or degrading treatment or punishment during police custody and pretrial detention (A/HRC/37/27) (see para. 63 below).

United Nations Voluntary Fund for Victims of Torture

21. Reference is also made to the report of the Secretary-General on the operations of the United Nations Voluntary Fund for Victims of Torture (A/HRC/37/20) (see para. 62 below).

Effective implementation of international human rights instruments

22. Pursuant to its resolution 9/8, the Human Rights Council will have before it the report of the Secretary-General on measures taken to implement that resolution and on obstacles to its implementation, including recommendation for further improving the effectiveness of, harmonizing and reforming the treaty body system (A/HRC/37/21).

Promoting reconciliation, accountability and human rights in Sri Lanka

23. In its resolution 34/1, the Human Rights Council requested OHCHR to continue to assess progress on the implementation of its recommendations and other relevant processes related to reconciliation, accountability and human rights in Sri Lanka. Pursuant to the same resolution, the Council will consider the written update of OHCHR thereon (A/HRC/37/23).

Question of the realization in all countries of economic, social and cultural rights

24. Reference is made to the annual report of the Secretary-General on the question of the realization in all countries of economic, social and cultural rights (A/HRC/37/30) (see para. 53 below).

Rights of persons belonging to national or ethnic, religious and linguistic minorities

25. Reference is made to the report of the High Commissioner on the rights of persons belonging to national or ethnic, religious and linguistic minorities (A/HRC/37/26) (see para. 67 below).

Rights of the child

26. Reference is made to the report of the High Commissioner on protecting the rights of the child in humanitarian situations (A/HRC/37/33), which will inform the annual full-day meeting on the rights of the child (see annex and para. 72 below).

Rights of persons with disabilities

27. Reference is made to the report of the High Commissioner on article 13 of the Convention on the Rights of Persons with Disabilities regarding access to justice (A/HRC/37/25), which will inform the annual interactive debate on the rights of persons with disabilities (see annex and para. 75 below).

Safety of journalists and the issue of impunity

28. Reference is made to the report of the Secretary-General on the safety of journalists and the issue of impunity (A/72/290; see also A/HRC/37/18) (see para. 84 below).

Violence against women

29. Reference is made to the summary report of the High Commissioner on the annual full-day discussion on the human rights of women, held at the thirty-fifth session (A/HRC/37/36) (see para. 73 below).

Impact of multiple and intersecting forms of discrimination and violence in the context of racism, racial discrimination, xenophobia and related intolerance on the full enjoyment of all human rights by women and girls

30. Reference is made to the summary report of the High Commissioner on the panel discussion on the impact of multiple and intersecting forms of discrimination and violence in the context of racism, racial discrimination, xenophobia and related intolerance on the full enjoyment of all human rights by women and girls (A/HRC/37/28) (see para. 77 below).

Right to work

31. Reference is made to the report of the High Commissioner on the relationship between the realization of the right to work and the implementation of relevant targets in the Sustainable Development Goals (A/HRC/37/32) (see para. 58 below).

Human rights and unilateral coercive measures

32. Reference is made to the summary report of OHCHR on the panel discussion on the issue of unilateral coercive measures and human rights (A/HRC/37/31) (see para. 85 below).

Protection of the human rights of migrants: the global compact for safe, orderly and regular migration

33. Reference is made to the report of the High Commissioner on principles and practical guidance on the protection of the human rights of migrants in vulnerable situations (A/HRC/37/34) (see para. 78 below).

Human rights, climate change, migrants and persons displaced across international borders

34. Reference is made to the summary report of OHCHR on the intersessional panel on human rights, climate change, migrants and persons displaced across international borders (A/HRC/37/35) (see para. 86 below).

Impact of the damage to or destruction of cultural heritage on the enjoyment of human rights

35. Reference is made to the summary report of the High Commissioner on the intersessional panel on ways to prevent, contain and/or mitigate the detrimental impact of the damage to or destruction of cultural heritage on the enjoyment of human rights, including cultural rights by all, and on best practices in this regard (A/HRC/37/29) (see para. 87 below).

Conclusions and recommendations of special procedures

36. Pursuant to Commission on Human Rights resolution 2004/76 and Human Rights Council decision 2/102, the Human Rights Council will have before it the report of the Secretary-General containing references to the conclusions and recommendations in the reports submitted by the special procedures (A/HRC/37/81).

Situation of human rights in the Occupied Palestinian Territory, including East Jerusalem

37. Reference is made to the report of the High Commissioner on human rights in the Occupied Palestinian Territory, including East Jerusalem (A/HRC/37/42) (see para. 107 below).

38. Reference is also made to the report of the High Commissioner on the implementation of Human Rights Council resolutions S-9/1 and S-12/1 (A/HRC/37/38) (see para. 108 below).

Ensuring accountability and justice for all violations of international law in the Occupied Palestinian Territory, including East Jerusalem

39. Reference is made to the report of the High Commissioner on ensuring accountability and justice for all violations of international law in the Occupied Palestinian Territory, including East Jerusalem (A/HRC/37/41) (see para. 109 below).

Human rights in the occupied Syrian Golan

40. Reference is made to the report of the Secretary-General on the situation of human rights in the occupied Syrian Golan (A/HRC/37/40) (see para. 110 below).

Israeli settlements in the Occupied Palestinian Territory, including East Jerusalem, and in the occupied Syrian Golan

41. Reference is made to the report of the High Commissioner on Israeli settlements in the Occupied Palestinian Territory, including East Jerusalem, and in the occupied Syrian Golan (A/HRC/37/43) (see para. 111 below).

42. Reference is also made to the report of the High Commissioner on the database of all business enterprises involved in the activities detailed in paragraph 96 of the report of the independent international fact-finding mission (A/HRC/37/39 and Add.1) (see para. 112 below).

Combating intolerance, negative stereotyping and stigmatization of, and discrimination, incitement to violence and violence against, persons based on religion or belief

43. Reference is made to the report of the High Commissioner on the implementation of the action plan outlined in Council resolution 34/22 (A/HRC/37/44) (see para. 117 below).

Technical assistance and capacity-building to improve human rights in Libya

44. Reference is made to the report of the High Commissioner on the situation of human rights in Libya (A/HRC/37/46) (see para. 119 below).

Cooperation with and assistance to Ukraine in the field of human rights

45. Reference is made to the oral presentation of the High Commissioner on the situation of human rights in Ukraine (see para. 122 below).

Technical assistance to the Democratic Republic of the Congo and accountability concerning the events in the Kasai regions

46. Reference is made to the oral presentation of the High Commissioner on the situation of human rights in the Democratic Republic of the Congo and accountability concerning the events in the Kasai regions (see para. 123 below).

47. Reference is also made to the enhanced interactive dialogue on the oral update of OHCHR on the situation of human rights in the Democratic Republic of the Congo (see para. 124 below).

Advisory services and technical assistance to Cambodia

48. Reference is made to the report of the Secretary-General on the role and achievements of OHCHR in assisting the Government and the people of Cambodia in the promotion and protection of human rights (A/HRC/37/64) (see para. 124 below).

Enhancement of technical cooperation and capacity-building in the field of human rights

49. Reference is made to the annual oral presentation of the High Commissioner under agenda item 10, on the overview of and successes, best practices and challenges in technical assistance and capacity-building efforts (see para. 126 below).

Technical cooperation in the field of human rights in Afghanistan

50. Reference is made to the report of the High Commissioner on the situation of human rights in Afghanistan and technical assistance achievements in the field of human rights (A/HRC/37/45) (see para. 127 below).

Situation of human rights in Haiti

51. Reference is made to the oral update of the High Commissioner on the situation of human rights in Haiti (see para. 128 below).

Technical assistance and capacity-building for Yemen in the field of human rights

52. Reference is made to the oral update of the High Commissioner on the situation of human rights in Yemen (see para. 129 below).

3. Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development

Economic, social and cultural rights

Question of the realization in all countries of economic, social and cultural rights

53. Pursuant to its resolution 34/4, the Human Rights Council will consider the annual report of the Secretary-General on the question of the realization in all countries of economic, social and cultural rights (A/HRC/37/30) (see para. 24 above).

Right to food

54. Pursuant to its resolution 34/12, the Human Rights Council will consider the reports of the Special Rapporteur on the right to food, Hilal Elver (A/HRC/37/61 and Add.1).

Adequate housing as a component of the right to an adequate standard of living

55. Pursuant to its resolution 34/9, the Human Rights Council will consider the reports of the Special Rapporteur on adequate housing as a component of the right to an adequate standard of living, and on the right to non-discrimination in this context, Leilani Farha (A/HRC/37/53 and Add.1).

Promotion of the enjoyment of the cultural rights of everyone and respect for cultural diversity

56. Pursuant to its resolutions 28/9 and 34/2, the Human Rights Council will consider the reports of the Special Rapporteur in the field of cultural rights, Karima Bennoune (A/HRC/37/55 and Add.1).

Effects of foreign debt and other related international financial obligations of States on the full enjoyment of all human rights

57. Pursuant to its resolution 34/3, the Human Rights Council will consider the reports of the Independent Expert on the effects of foreign debt and other related international financial obligations of States on the full enjoyment of all human rights, particularly economic, social and cultural rights, Juan Pablo Bohoslavsky (A/HRC/37/54 and Add.1-3).

Right to work

58. In its resolution 34/14, the Human Rights Council requested the High Commissioner to prepare an analytical report on the relationship between the realization of the right to work and the implementation of relevant targets in the Sustainable Development Goals, in accordance with States' respective obligations under international human rights law, and to indicate the major challenges and best practices in that regard. The Council will consider the report of the High Commissioner (A/HRC/37/32) (see para. 31 above).

Civil and political rights

Freedom of religion or belief

59. In its resolution 31/16, the Human Rights Council requested the Special Rapporteur on freedom of religion or belief to report annually to the Council. The Council will consider the reports of the mandate holder, Ahmed Shaheed (A/HRC/37/49 and Add.1-2).

Torture and other cruel, inhuman or degrading treatment or punishment

60. Pursuant to its resolution 34/19, the Human Rights Council will consider the reports of the Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment, Nils Melzer (A/HRC/37/50 and Add.1).

61. Pursuant to General Assembly resolution 72/163, the Human Rights Council will consider the report of the Secretary-General on the operations of the Special Fund established by the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (A/HRC/37/19) (see para. 19 above).

62. Pursuant to General Assembly resolution 72/163, the Human Rights Council will consider the report of the Secretary-General on the United Nations Voluntary Fund for Victims of Torture (A/HRC/37/20) (see para. 21 above).

63. In its resolution 31/31, the Human Rights Council requested OHCHR to convene an intersessional, full-day open-ended seminar, in 2017, with the objective of exchanging national experiences and practices on the implementation of effective safeguards to prevent torture and other cruel, inhuman or degrading treatment or punishment during police custody and pretrial detention. The Council will have before it the summary report of the seminar, held on 6 October 2017, prepared by OHCHR (A/HRC/37/27) (see para. 20 above).

Right to privacy in the digital age

64. Pursuant to its resolution 28/16, the Human Rights Council will consider the reports of the Special Rapporteur on the right to privacy, Joseph Cannataci (A/HRC/37/62 and Add.1).

Rights of peoples, and of specific groups and individuals

Human rights defenders

65. Pursuant to its resolution 34/5, the Human Rights Council will consider the report of the Special Rapporteur on the situation of human rights defenders, Michel Forst (A/HRC/37/51 and Add.1-3).

Minority issues

66. Pursuant to its resolution 34/6, the Human Rights Council will consider the report of the new Special Rapporteur on minority issues, Fernand de Varennes (A/HRC/37/66).

67. Pursuant to its resolution 31/13, the Human Rights Council will consider the annual report of the High Commissioner containing information on relevant developments of United Nations human rights bodies and mechanisms and on the activities undertaken by OHCHR that contribute to the promotion of and respect for the provisions of the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities (A/HRC/37/26) (see para. 25 above).

68. Reference is made to the recommendations made by the Forum on Minority Issues at its tenth session (A/HRC/37/73) (see para. 100 below).

Rights of the child

69. Pursuant to its resolution 34/16, the Human Rights Council will consider the reports of the Special Rapporteur on the sale of children, child prostitution and child pornography, Maud de Boer-Buquicchio (A/HRC/37/60 and Add.1).

70. In its resolution 72/245, the General Assembly requested the Special Representative of the Secretary-General for Children and Armed Conflict to continue to submit reports to the Human Rights Council on the activities undertaken in fulfilling her mandate. The Council will consider the report of the Special Representative, Virginia Gamba (A/HRC/37/47).

71. In resolution 72/245, the General Assembly also requested the Special Representative of the Secretary-General on Violence against Children to continue to submit annual reports to the Council on the activities undertaken in fulfilling her mandate. The Council will consider the report of the Special Representative, Marta Santos Pais (A/HRC/37/48).

72. Pursuant to its resolution 34/16, the Human Rights Council will focus its annual full-day meeting on the rights of the child on protecting the rights of the child in humanitarian situations, which will be informed by the report of the High Commissioner thereon (A/HRC/37/33) (see annex and para. 26 above).

Violence against women

73. Pursuant to its resolution 35/10, the Human Rights Council will have before it the summary report of OHCHR on the annual full-day discussion on the human rights of women, held at its thirty-fifth session, which focused on the themes "Accelerating efforts to eliminate violence against women: engaging men and boys in preventing and responding to violence against women and girls" and "Women's rights and the 2030 Agenda for

Sustainable Development: health and gender equality" (A/HRC/37/36) (see para. 29 above).

Human rights of persons with disabilities

74. Pursuant to its resolution 35/6, the Human Rights Council will consider the report of the Special Rapporteur on the rights of persons with disabilities, Catalina Devandas Aguilar (A/HRC/37/56 and Add.1-2).

75. Pursuant to its resolution 31/6, the Human Rights Council will hold its annual interactive debate on the rights of persons with disabilities, which will focus on article 13 of the Convention on the Rights of Persons with Disabilities, regarding access to justice. The debate will be informed by the study of OHCHR thereon (A/HRC/37/25) (see annex and para. 27 above).

Rights of persons with albinism

76. Pursuant to its resolution 28/6, the Human Rights Council will consider the report of the Independent Expert on the enjoyment of human rights by persons with albinism, Ikponwosa Ero (A/HRC/37/57 and Add.1-3).

Impact of multiple and intersecting forms of discrimination and violence in the context of racism, racial discrimination, xenophobia and related intolerance on the full enjoyment of all human rights by women and girls

77. Pursuant to its resolution 32/17, the Human Rights Council will have before it the summary report of the High Commissioner on the panel discussion on the impact of multiple and intersecting forms of discrimination and violence in the context of racism, racial discrimination, xenophobia and related intolerance have on the full enjoyment of all human rights by women and girls, held at its thirty-sixth session (A/HRC/37/28) (see para. 30 above).

Protection of the human rights of migrants: the global compact for safe, orderly and regular migration

78. Pursuant to its resolution 35/17, the Human Rights Council will consider the report of the High Commissioner on principles and practical guidance on the protection of the human rights of migrants in vulnerable situations (A/HRC/37/34) (see para. 33 above).

Interrelation of human rights and human rights thematic issues

Seventieth anniversary of the Universal Declaration of Human Rights and twenty-fifth anniversary of the Vienna Declaration and Programme of Action

79. Pursuant to its resolution 35/1, the Human Rights Council will convene a high-level panel discussion to commemorate the seventieth anniversary of the Universal Declaration of Human Rights and the twenty-fifth anniversary of the Vienna Declaration and Programme of Action (see annex).

Protection of human rights and fundamental freedoms while countering terrorism

80. Pursuant to its resolution 35/34, the Human Rights Council will consider the reports of the new Special Rapporteur on the promotion and protection of human rights while countering terrorism, Fionnuala Ni Aolain (A/HRC/37/52 and Add.1-3).

Human rights and transitional justice

81. Pursuant to its resolution 33/19, the Human Rights Council will consider the joint study of the Special Rapporteur on the promotion of truth, justice, reparation and

guarantees of non-recurrence and the Special Adviser of the Secretary-General on the Prevention of Genocide on the contribution of transitional justice to the prevention of gross violations and abuses of human rights and serious violations of international humanitarian law, including genocide, war crimes, ethnic cleansing and crimes against humanity, and their recurrence (A/HRC/37/65).

Elaboration of an international legally binding instrument on transnational corporations and other business enterprises with respect to human rights

82. Pursuant to its resolution 26/9, the Human Rights Council will consider the report of the open-ended intergovernmental working group on transnational corporations and other business enterprises with respect to human rights on its third session, held from 23 to 27 October 2017 (A/HRC/37/67).

Human rights and the environment

83. Pursuant to its resolutions 28/11 and 34/20, the Human Rights Council will consider the periodic report of the Special Rapporteur on the issue of human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment, John H. Knox (A/HRC/37/58 and Add.1-2), and his report on the expert seminar on best practices, lessons learned and the way forward with regard to human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment (A/HRC/37/59).

Safety of journalists and the issue of impunity

84. Pursuant to General Assembly resolution 70/162, the Human Rights Council will consider the report of the Secretary-General on the safety of journalists and the issue of impunity (A/72/290; see also A/HRC/37/18) (see para. 28 above).

Human rights and unilateral coercive measures

85. Pursuant to its resolution 34/13, the Human Rights Council will consider the report of OHCHR on the panel discussion on the issue of unilateral coercive measures and human rights, held at its thirty-sixth session (A/HRC/37/31) (see para. 32 above).

Human rights, climate change, migrants and persons displaced across international borders

86. Pursuant to its resolution 35/20, the Human Rights Council will consider the summary report of OHCHR on the intersessional panel on human rights, climate change, migrants and persons displaced across international borders, held on 6 October 2017 (A/HRC/37/35) (see para. 34 above).

Impact of the damage to or destruction of cultural heritage on the enjoyment of human rights

87. Pursuant to its resolution 33/20, the Human Rights Council will consider the report of the High Commissioner on the intersessional seminar on ways to prevent, contain and/or mitigate the detrimental impact of the damage to or destruction of cultural heritage on the enjoyment of human rights, including cultural rights by all, and on best practices in this regard, held on 7 July 2017 (A/HRC/37/29) (see para. 35 above).

Promotion of a democratic and equitable international order

88. In its resolution 36/4, the Human Rights Council decided to extend the mandate of the Independent Expert on the promotion of a democratic and equitable international order for a period of three years, in conformity with the terms set forth in Council resolution 18/6. Pursuant to resolution 36/4, the Council will have before it the final report of the

Independent Expert, Alfred de Zayas, on the studies conducted by the Independent Expert during the last six years of the mandate (A/HRC/37/63).

4. Human rights situations that require the Council's attention

Situation of human rights in the Syrian Arab Republic

89. Pursuant to its resolution 36/20, the Human Rights Council will convene a high-level panel discussion on violations of the human rights of children in the Syrian Arab Republic (see annex).

90. In its resolution 34/26, the Human Rights Council decided to extend for one year the mandate of the Independent International Commission of Inquiry on the Syrian Arab Republic, and requested the Commission to present a written updated report during an interactive dialogue at the thirty-seventh session. The Council will consider the report of the Commission (A/HRC/37/72).

Situation of human rights in South Sudan

91. In its resolution 34/25, the Human Rights Council decided to extend the mandate of the Commission on Human Rights in South Sudan for a period of one year, renewable as authorized by the Council. Pursuant to resolution 34/25, the Council will consider the report of the Commission (A/HRC/37/71).

Situation of human rights in Burundi

92. In its resolution 36/19, the Human Rights Council decided to extend the mandate of the Commission of Inquiry on Burundi for a period of one year, and requested the Commission to present an oral briefing to the Council. The Commission will give an oral briefing to the Council.

Situation of human rights in the Islamic Republic of Iran

93. In its resolution 34/23, the Human Rights Council decided to extend the mandate of the Special Rapporteur on the situation of human rights in the Islamic Republic of Iran for a further period of one year, and requested the Special Rapporteur to submit a report on the implementation of the mandate to the Council. The Council will consider the report of the mandate holder, Asma Jahangir (A/HRC/37/68).

94. Reference is made to the report of the Secretary-General on progress made in the implementation of General Assembly resolution 72/189 (A/HRC/37/24) (see para. 18 above).

Situation of human rights in the Democratic People's Republic of Korea

95. In its resolution 34/24, the Human Rights Council decided to extend the mandate of the Special Rapporteur on the situation of human rights in the Democratic People's Republic of Korea for a period of one year. The Council will consider the report of the mandate holder, Tomas Ojea Quintana (A/HRC/37/69).

96. In resolution 34/24, the Human Rights Council also decided to strengthen, for a period of two years, the capacity of OHCHR, including its field-based structure in Seoul, to allow the implementation of relevant recommendations made by the group of independent experts on accountability in its report aimed at strengthening current monitoring and documentation efforts, establishing a central information and evidence repository, and having experts in legal accountability assess all information and testimonies with a view to developing possible strategies to be used in any future accountability process. Pursuant to that resolution, the High Commissioner will give an oral update to the Council.

Situation of human rights in Myanmar

97. In its resolution 34/22, the Human Rights Council decided to dispatch urgently an independent international fact-finding mission to establish the facts and circumstances of the alleged recent human rights violations by military and security forces, and abuses, in Myanmar, in particular in Rakhine State, including but not limited to arbitrary detention, torture and inhuman treatment, rape and other forms of sexual violence, extrajudicial, summary or arbitrary killings, enforced disappearances, forced displacement and unlawful destruction of property, with a view to ensuring full accountability for perpetrators and justice for victims. In its decision 36/115, the Council decided to extend the mandate of the fact-finding mission and requested the mission to present an oral update at its thirty-seventh session. Pursuant to that request, the fact-finding mission will present an oral update to the Council.

98. In resolution 34/22, the Human Rights Council also decided to extend the mandate of the Special Rapporteur on the situation of human rights in Myanmar for a further period of one year. The Council will consider the report of the Special Rapporteur, Yanghee Lee (A/HRC/37/70).

Situation of human rights in Eritrea

99. In its resolution 35/35, the Human Rights Council decided to hold an enhanced interactive dialogue on the situation of human rights in Eritrea at its thirty-seventh session, with the participation of the Special Rapporteur, OHCHR, civil society and other relevant stakeholders. The Council also requested OHCHR to continue to enhance engagement in improving the situation of human rights in Eritrea, and to present an oral update to the Council at its thirty-seventh session on progress made in the cooperation between Eritrea and the Office, and on its impact on the situation of human rights in Eritrea. Pursuant to that request, OHCHR will present an oral update to the Council.

5. Human rights bodies and mechanisms

Forum on Minority Issues

100. In its resolution 6/15, the Human Rights Council decided to establish a Forum on Minority Issues to provide a platform for promoting dialogue and cooperation on issues pertaining to persons belonging to national or ethnic, religious and linguistic minorities. In its resolution 19/23, the Council renewed the mandate of the Forum and decided that it should continue to meet annually. The Council will consider the recommendations made by the Forum at its tenth session, held from 30 November to 1 December 2017 (A/HRC/37/73) (see paras. 25 and 68 above).

Special procedures

101. The Human Rights Council will have before it a note by the High Commissioner transmitting the report on the twenty-fourth annual meeting of special rapporteurs/representatives, independent experts and working groups of the special procedures of the Council, held from 26 to 30 June 2017 (A/HRC/37/37 and Add.1).

102. The Human Rights Council will also consider the communications report of the special procedures (A/HRC/37/80).

Social Forum

103. Pursuant to its resolution 32/27, the Human Rights Council will consider the report containing conclusions and recommendations of the 2017 Social Forum, held from 2 to 4 October 2017, which focused on the promotion and protection of human rights in the

context of the HIV epidemic and other communicable diseases and epidemics (A/HRC/37/74).

6. Universal periodic review

104. In its resolution 5/1, the Human Rights Council established the universal periodic review mechanism as contained in section I of the annex to that resolution. The Working Group on the Universal Periodic Review held its twenty-eighth session from 6 to 17 November 2017. At its thirty-seventh session, the Council will consider and adopt the final outcomes of the review of Czechia (A/HRC/37/4), Argentina (A/HRC/37/5), Gabon (A/HRC/37/6), Ghana (A/HRC/37/7), Peru (A/HRC/37/8), Guatemala (A/HRC/37/9), Benin (A/HRC/37/10), the Republic of Korea (A/HRC/37/11), Switzerland (A/HRC/37/12), Pakistan (A/HRC/37/13), Zambia (A/HRC/37/14), Japan (A/HRC/37/15), Ukraine (A/HRC/37/16) and Sri Lanka (A/HRC/37/17).

105. Pursuant to President's statement 9/2 on modalities and practices for the universal periodic review process, the outcomes of the review are adopted by the Council at its plenary session by a standardized decision. The outcomes comprise the report of the Working Group, the views of the State under review concerning the recommendations and/or conclusions, and the voluntary commitments made and replies presented by the State under review, before the adoption of the outcome by the plenary, to questions or issues that were not sufficiently addressed during the interactive dialogue in the Working Group.

7. Human rights situation in Palestine and other occupied Arab territories

Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967

106. Pursuant to its decision 2/102 and its resolution 5/1, the Human Rights Council will consider the report of the Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967, Michael Lynk (A/HRC/37/75).

Situation of human rights in the Occupied Palestinian Territory, including East Jerusalem

107. Pursuant to its resolution 34/30, the Human Rights Council will consider the report of the High Commissioner on the implementation of that resolution (A/HRC/37/42) (see para. 37 above).

108. Pursuant to its resolutions S-9/1 and S-12/1, the Human Rights Council will consider the report of the High Commissioner concerning the situation of human rights in the Occupied Palestinian Territory, especially in relation to East Jerusalem and the Gaza Strip (A/HRC/37/38) (see para. 38 above).

Ensuring accountability and justice for all violations of international law in the Occupied Palestinian Territory, including East Jerusalem

109. Pursuant to its resolution 34/28, the Human Rights Council will consider the report of the High Commissioner on the implementation of that resolution, entitled "Ensuring accountability and justice for all violations of international law in the Occupied Palestinian Territory, including East Jerusalem" (A/HRC/37/41) (see para. 39 above).

Human rights in the occupied Syrian Golan

110. Pursuant to its resolution 34/27, the Human Rights Council will consider the report of the Secretary-General on the situation of human rights in the occupied Syrian Golan (A/HRC/37/40) (see para. 40 above).

Israeli settlements in the Occupied Palestinian Territory, including East Jerusalem, and in the occupied Syrian Golan

111. Pursuant to its resolution 34/31, the Human Rights Council will consider the report of the High Commissioner on the implementation of the provisions of that resolution (A/HRC/37/43) (see para. 41 above).

112. In its resolution 31/36, the Human Rights Council requested OHCHR to produce a database of all business enterprises involved in the activities detailed in paragraph 96 of the report of the independent international fact-finding mission (A/HRC/22/63) concerning the Israeli settlements in the Occupied Palestinian Territory, to be updated annually, and to transmit the data therein to the Council at its thirty-fourth session. At its organizational meeting for the thirty-fourth session, held on 13 February 2017, the Council, pursuant to the recommendation of the High Commissioner, decided, for one time only, to defer its consideration of the above-mentioned report, and that the report should be submitted no later than the end of December 2017. The Council will consider the report of OHCHR (A/HRC/37/39 and Add.1) (see para. 42 above).

8. Follow-up to and implementation of the Vienna Declaration and Programme of Action

113. No reports have been submitted under agenda item 8.

9. Racism, racial discrimination, xenophobia and related forms of intolerance, follow-up to and implementation of the Durban Declaration and Programme of Action

Racism, racial discrimination, xenophobia and related intolerance

114. Pursuant to General Assembly resolution 72/157, the Human Rights Council will convene a debate on promoting tolerance, inclusion, unity and respect for diversity in the context of combating racial discrimination, during the commemoration of the International Day for the Elimination of Racial Discrimination (see annex).

Elaboration of complementary standards to strengthen and update international instruments against racism, racial discrimination, xenophobia and related intolerance in all their aspects

115. Pursuant to its decision 3/103 and its resolution 21/30, the Human Rights Council will consider the report of the Ad Hoc Committee on the Elaboration of Complementary Standards to the International Convention on the Elimination of All Forms of Racial Discrimination on its ninth session, held from 24 April to 5 May 2017 (A/HRC/37/76).

116. In its resolution 34/34, the Human Rights Council decided to renew the mandate of the Intergovernmental Working Group on the Effective Implementation of the Durban Declaration and Programme of Action for a further period of three years. The Council will consider the report of the Intergovernmental Working Group on its fifteenth session, held from 9 to 20 October 2017 (A/HRC/34/77).

Combating intolerance, negative stereotyping and stigmatization of, and discrimination, incitement to violence and violence against, persons based on religion or belief

117. Pursuant to its resolution 34/32, the Human Rights Council will consider the comprehensive follow-up report of the High Commissioner on the implementation of the action plan outlined in paragraphs 7 and 8 of that resolution, and views on potential follow-up measures for further improvement of the implementation of that plan. The Council will consider the report of the High Commissioner (A/HRC/37/44) (see para. 43 above).

10. Technical assistance and capacity-building

Technical assistance and capacity-building in the field of human rights in the Central African Republic

118. In its resolution 36/25, the Human Rights Council decided to renew, for one year, the mandate of the Independent Expert on the situation of human rights in the Central African Republic to assess, monitor and report on the situation of human rights in the country, and decided to organize, at its thirty-seventh session, a high-level interactive dialogue to assess the evolution of the human rights situation on the ground, placing special emphasis on the impact of peace and reconciliation efforts on human rights, with the participation of the Independent Expert, representatives of the Government of the Central African Republic, the United Nations, the African Union and civil society. Pursuant to that decision, the Council will hold a high-level interactive dialogue.

Technical assistance and capacity-building to improve human rights in Libya

119. In its resolution 34/38, the Human Rights Council requested OHCHR, while continuing its engagement with the United Nations Support Mission in Libya, to monitor and report on human rights violations and abuses across Libya, and to establish the facts and circumstances of such abuses and violations with a view to avoiding impunity and ensuring full individual accountability. Pursuant to resolution 34/38, the Council will consider the report of the High Commissioner during an interactive dialogue (A/HRC/37/46) (see para. 44 above).

Technical assistance and capacity-building for Mali in the field of human rights

120. In its resolution 34/39, the Human Rights Council decided to extend the mandate of the Independent Expert on the situation of human rights in Mali for a period of one year, and requested the Independent Expert to report to the Council at its thirty-seventh session. The Council will consider the report of the Independent Expert, Suliman Baldo (A/HRC/37/78).

121. In resolution 34/39, the Human Rights Council also decided to hold a dialogue at its thirty-seventh session, in the presence of the Independent Expert and representatives of the Government of Mali, to assess the evolution of the situation of human rights in the country, with a particular focus on justice and reconciliation. Pursuant to that decision, the Council will hold a dialogue.

Cooperation with and assistance to Ukraine in the field of human rights

122. Pursuant to its resolution 35/31, the Human Rights Council will hold an interactive dialogue with the High Commissioner who will present orally to the States members of the Council and observers the findings of the periodic report of OHCHR on the situation of human rights in Ukraine. According to General Assembly resolution 72/190, his oral presentation will include an update on the situation of human rights in the temporarily occupied Autonomous Republic of Crimea and the city of Sevastopol, Ukraine (see para. 45 above).

Technical assistance to the Democratic Republic of the Congo and accountability concerning the events in the Kasai regions

123. In its resolution 35/33, the Human Rights Council requested the High Commissioner to dispatch a team of international experts, including experts from the region, to collect and preserve information, to determine the facts and circumstances in accordance with international standards and practice, and while ensuring the protection of all persons who

will cooperate with the team, in cooperation with the Government of the Democratic Republic of the Congo, including by facilitating visits and access to the country, sites and persons, concerning alleged human rights violations and abuses, and violations of international humanitarian law in the Kasai regions, and to forward to the judicial authorities of the Democratic Republic of the Congo the conclusions of this investigation in order to establish the truth and to ensure that the perpetrators of deplorable crimes are all accountable to the judicial authorities of the Democratic Republic of the Congo. In the same resolution, the Council requested the High Commissioner to give an oral update, and to invite the team to participate in an enhanced interactive dialogue at its thirty-seventh session (see para. 46 above). Pursuant to its resolution 36/30, the Human Rights Council will hold an enhanced interactive dialogue on the oral update of OHCHR on the situation of human rights in the Democratic Republic of the Congo.

Advisory services and technical assistance to Cambodia

124. In its resolution 36/32, the Human Rights Council decided to extend by two years the mandate of the Special Rapporteur on the situation of human rights in Cambodia. In the same resolution, the Council requested the Secretary-General to report to the Council at its thirty-seventh on the role and achievements of the Office of the High Commissioner in assisting the Government and the people of Cambodia in the promotion and protection of human rights. The Council will consider the report of the Secretary-General (A/HRC/37/64) (see para. 48 above).

Enhancement of technical cooperation and capacity-building in the field of human rights

125. Pursuant to its resolution 36/28, the Chair of the Board of Trustees of the United Nations Voluntary Fund for Technical Cooperation in the Field of Human Rights will present a comprehensive report on the Board's work to the Council (A/HRC/37/79).

126. In resolution 36/28, the Human Rights Council also invited the High Commissioner to make his next annual oral presentation, under agenda item 10, on the overview of and successes, best practices and challenges in technical assistance and capacity-building efforts, particularly those provided by OHCHR and relevant United Nations agencies, highlighting the contribution of human rights technical cooperation and capacity-building to the attainment of the Sustainable Development Goals. The High Commissioner will make his annual oral presentation to the Council (see para. 49 above).

Technical cooperation in the field of human rights in Afghanistan

127. Pursuant to its decision 2/113 and resolution 14/15, the Human Rights Council will consider the report of the High Commissioner on the situation of human rights in Afghanistan and technical assistance achievements in the field of human rights in 2017 (A/HRC/37/45) (see para. 50 above).

Situation of human rights in Haiti

128. In President's statement 34/1, the Human Rights Council requested the Government of Haiti to prepare a plan of action to implement the recommendations made by human rights mechanisms, including those made in the context of the universal periodic review and by the Independent Expert, to establish a national reporting and follow-up mechanism on the fulfilment of targets and indicators related to technical assistance programmes, to establish a timetable for achieving the objectives set and to identify the resources required in order to implement this plan and to support a national reporting and follow-up mechanism to coordinate the implementation of the national action plan, with technical assistance from OHCHR. In the same resolution, the Council requested the High Commissioner to present an oral update on the implementation of the plan at the thirty-

seventh session of the Council. Pursuant to that request, the High Commissioner will present an oral update to the Council (see para. 51 above).

Technical assistance and capacity-building for Yemen in the field of human rights

129. Pursuant to its resolution 36/31, the High Commissioner will give the Human Rights Council an oral update on the situation of human rights in Yemen, and the developments in the implementation of that resolution (see para. 52 above).

Annex

Panels and discussions to be held at the thirty-seventh session of the Human Rights Council

Mandate	*Panel discussion*
Human Rights Council resolution 16/21 Review of the work and functioning of the Human Rights Council	Annual high-level panel discussion on human rights mainstreaming on the theme "The promotion and protection of human rights in the light of the universal periodic review mechanism: challenges and opportunities"
Human Rights Council resolutions 7/9 and 31/6 Human rights of persons with disabilities	Annual interactive debate on the rights of persons with disabilities, with a focus on article 13 of the Convention on the Rights of Persons with Disabilities regarding access to justice
Human Rights Council resolutions 7/29 and 34/16 Rights of the child	Annual full-day meeting on the rights of the child on the theme "Protecting the rights of the child in humanitarian situations"
Human Rights Council resolution 35/1 Seventieth anniversary of the Universal Declaration of Human Rights and the twenty-fifth anniversary of the Vienna Declaration and Programme of Action	High-level panel discussion on the seventieth anniversary of the Universal Declaration of Human Rights and the twenty-fifth anniversary of the Vienna Declaration and Programme of Action
Human Rights Council resolution 36/20 The human rights situation in the Syrian Arab Republic	High-level panel discussion on violations of the human rights of children in the Syrian Arab Republic
General Assembly resolution 72/157 A global call for concrete action for the total elimination of racism, racial discrimination, xenophobia and related intolerance and the comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action	Debate on promoting tolerance, inclusion, unity and respect for diversity in the context of combating racial discrimination (commemoration of the International Day for the Elimination of Racial Discrimination)